

Billy-Troy: Family of Deramus  
In Care of P.M.B.# 1939 along stieler street  
Houston Texas Republic  
Harris County  
Zip Exempt [RFD77078]  
Non-Domestic

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

Texas Republic  
.deramus,:billy-troy: beneficiary  
Coming as Billy-Troy: Family of Deramus Trustee  
Ex Rel.: <sup>TM</sup>BILLY TROY DERAMUS©®,

Plaintiff,

vs.

STATE OF TEXAS  
SHAPIRO SCHWARTZ LLP  
LAW FIRM NO.: 17-028389  
NATIONSTAR MORTGAGE LLC  
D/B/A MR. COOPER,  
Defendant

Case No.: 4:19-CV-04683

AFFIDAVIT OF TRUTH  
STAY OF EXECUTION  
ORDER FOR REMEDY  
REPLEVIN IN DETINUE

United States Courts  
Southern District of Texas  
FILED

SEP 08 2020

David J. Bradley, Clerk of Court

Affidavit of Truth

Stay of Execution

In Re: MEMORANDUM AND ORDER

Introduction

Now comes .deramus,:billy-troy: entering writ to stay the proceedings and final judgement entered and shall enter  
order for remedy for replevin in detinue.

I apologize to the court for my lack of expression of the court's jurisdiction to grant my order for remedy.

AFFIDAVIT OF TRUTH STAY OF EXECUTION ORDER FOR REMEDY REPLEVIN IN DETINUE - 1

1 I now come with better knowledge after discovery and study and shall now present the jurisdiction by which the  
2 court may grant my order for remedy for replevin in detinue.

3 As it relates to the basis of fraud being the reason for my initial stay, I stand upon those grounds  
4 for the defendant party has so detained my personal property and coerced me to pay unearned fees and kickbacks by  
5 intimidating me intimidating with threats of foreclosure without my authorization to transfer my personal chattel  
6 property as well as evicting me the owner of the real property without an equitable right to foreclose my personal  
7 property nor transfer my real property. These acts directly violation my civil rights under the criminal act of color of  
8 law by way of grammar fraud and personation which is fraud.

9  
10 My Honor I thank the court for hearing these matters.  
11  
12

13 N.B.: upon examination I find that the acting JUDGE did not sign on the line nor does the order  
14 bear his wet-ink signature nor did the acting JUDGE put the symbol for electronic signature which is /s/ to declare  
15 his intent of signing electronically therefore the order so entered is not valid. The JUDGE'S signature appears to  
16 have been transposed upon the document and therefore a forgery, which is and is claimed to be fraud.  
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## Jurisdiction

The court has jurisdiction to grant remedy as per 28 U.S. Code § 1337.Commerce and antitrust regulations; amount in controversy, costs due to as well as 28 U.S. Code § 1343.Civil rights and elective franchise due to NATIONSTAR violating 42 U.S. Code § 3604 - Discrimination in the sale or rental of housing and other prohibited practices as per 42 U.S. Code § 3613, I have come as Plaintiff and brought forth civil action and civil complaint against Defendant party within two years for breach of contract for the foreclosure recently had taken place less than two years ago by which time my identity had been stolen and an unauthorized transfer of my personal property had occurred under the fiducial care of Defendant party therefore I am not time barred for the civil breach occurred only months prior to bringing forth this action therefore Defendant party is also in direct violation of 12 U.S. Code § 2607 - Prohibition against kickbacks and unearned fees that also falls under the jurisdiction of the court as per 28 U.S. Code § 1337 and 28 U.S. Code § 1343 and nullify the time bar constraint of 42 U.S. Code § 3604 and 42 U.S. Code § 3613.

The court has jurisdiction to grant order for remedy for replevin in detinue for the detainment and or destruction of Plaintiff personal chattel property under its fiducial care authorized by act of congress as per 28 U.S. Code § 1337.Commerce and antitrust regulations; amount in controversy, costs due to as well as 28 U.S. Code § 1343.Civil rights and elective franchise.

## Affirmative Claims

As per (a)(1)(A) of 42 U.S. Code § 3613 I the Plaintiff am aggrieved and commence this civil action in this United States district court for breach occurring not later than two years having suffered civil rights violation of unauthorized transfer of personal chattel property and potential theft of real property by Defendant party member NATIONSTAR who is in direct violation of 12 U.S.C. 2607 for after receipt of my promissory note, NATIONSTAR, as per Acts of Congress codified as 12 U.S.C. 411 and 12 U.S.C. 412, was paid in full by accord and satisfaction of use of the negotiable instrument used as collateral for redemption as full tender of payment therefore each payment sent to NATIONSTAR after NATIONSTAR received and redeemed my note is in direct violation of 12 U.S. Code § 2607 for each was an unearned fee and kickback without performance of any actual work or labor.

Plaintiff comes forth claiming appropriate relief with respect to discriminatory housing practice as per being handicap as it relates to mental impairment as per lack of full disclosure that the promissory note is so considered a negotiable instrument obligation of the United States in federal law as per House Joint Resolution 192 73rd Congress June 5, 1933 redeemable as per 12 U.S. Code 411 for the amount of the collateral noted as per 12 U.S. Code 412 in compliance with United States Statutes at Large Chapter 48, 48 stat. 112 as legal tender payment to remain within compliance with United States of America Constitution Article I Section X, thereby effectively nullifying any debt claims by Defendant party.

Plaintiff comes forth bringing this action as per 42 U.S. Code § 3613 claiming Defendant party member NATIONSTAR as the one whom breached our contract and chose to unlawfully foreclose/transfer/sell my personal chattel property without my authorization nor consent nor without an equitable right to do such an act.

Plaintiff comes forth claiming all interest and proceeds from the foreclosure/transfer/sell of my personal chattel property that does so include my personal chattel property and or the value upon its face that has been detained/destroyed/transfer without my authorization.

1 As per the United States of America Constitution Article I Section X gold and silver is used as a tender in payment  
2 of debts.

3  
4 As per Executive Order 6102—Requiring Gold Coin, Gold Bullion and Gold Certificates to Be Delivered to the  
5 Government April 05, 1933, gold was taken from the public “the People”.

6  
7 As a result of Executive Order 6102—Requiring Gold Coin, Gold Bullion and Gold Certificates to Be Delivered to  
8 the Government April 05, 1933, House Joint Resolution 192 by the 73rd Congress June 5, 1933 was enforced  
9 effectively suspending the gold clause from the constitution and in all public and private contracts.

10  
11 As a result of both Executive Order 6102—Requiring Gold Coin, Gold Bullion and Gold Certificates to Be  
12 Delivered to the Government April 05, 1933 and House Joint Resolution 192 by the 73rd Congress June 5, 1933  
13 being in effect, Public Law Chapter 48, 48 Stat. 112 was enacted and put in force to remedy the public with a way to  
14 pay necessary obligations as they appear to be paid by the Department of Treasury and its branches.

15  
16 As per 12 U.S. Code § 412. Application for notes; collateral required,

17  
18 The note was applied to the balance as proper tender of payment in accord and satisfaction by use of instrument in  
19 the form of a negotiable instrument used as collateral for full settlement and closure.

20  
21 *“Such application shall be accompanied with a tender to the local Federal Reserve agent of*  
22 *collateral in amount equal to the sum of the Federal Reserve notes thus applied for and issued pursuant to such*  
23 *application. The collateral security thus offered shall be notes, drafts, bills of exchange, or acceptances”*

24  
25  
26  
27 Therefore the court does have original jurisdiction to grant Remedy Replevin in Detinue as per 28 U.S. Code  
28 § 1343.Civil rights and elective franchise, for the recovery of injury that is the detainment/unauthorized transfer of  
AFFIDAVIT OF TRUTH STAY OF EXECUTION ORDER FOR REMEDY REPLEVIN IN DETINUE - 5

1 person chattel property and breach of fiduciary duties that NATIONSTAR had an obligation to uphold and fulfill in  
 2 order to prevent the wrongful violations of Plaintiff's civil rights in order to recover all damages and secure all  
 3 equitable and other relief under Act of Congress providing protection of Plaintiff civil rights.

4  
 5 *28 U.S. Code § 1343. Civil rights and elective franchise*

6 *(a) The district courts shall have original jurisdiction of any civil action authorized by law to be*  
 7 *commenced by any person:*

8 *(1) To recover damages for injury to his person or property, or because of the deprivation of any*  
 9 *right or privilege of a citizen of the United States, by any act done in furtherance of any*  
 10 *conspiracy mentioned in section 1985 of Title 42;*

11 *(2) To recover damages from any person who fails to prevent or to aid in preventing any wrongs*  
 12 *mentioned in section 1985 of Title 42 which he had knowledge were about to occur and power to*  
 13 *prevent;*

14 *(3) To redress the deprivation, under color of any State law, statute, ordinance, regulation, custom*  
 15 *or usage, of any right, privilege or immunity secured by the Constitution of the United States or by*  
 16 *any Act of Congress providing for equal rights of citizens or of all persons within the jurisdiction*  
 17 *of the United States;*

18 *(4) To recover damages or to secure equitable or other relief under any Act of Congress providing*  
 19 *for the protection of civil rights, including the right to vote.*

20 *(b) For purposes of this section—*

21 *(1) the District of Columbia shall be considered to be a State; and*

22 *(2) any Act of Congress applicable exclusively to the District of Columbia shall be considered to*  
 23 *be a statute of the District of Columbia.*

24 *(June 25, 1948, ch. 646, 62 Stat. 932; Sept. 3, 1954, ch. 1263, § 42, 68 Stat. 1241; Pub. L. 85–315,*  
 25 *part III, § 121, Sept. 9, 1957, 71 Stat. 637; Pub. L. 96–170, § 2, Dec. 29, 1979, 93 Stat. 1284.)*

Remedy Replevin in Detinue

The court hereby finds that it has original jurisdiction to grant remedy to Plaintiff as per 28 U.S. Code § 1337 for Plaintiff's personal chattel property is at this instance lost due to improper care by NATIONSTAR whom had a fiduciary obligation to see its safekeeping. NATIONSTAR has failed to produce Plaintiff's property and has caused Plaintiff damages in the form of actual and punitive damages incurring loss of personal chattel property and loss of equity value.

The court finds that Plaintiff has expressed his right to action remedy replevin in detinue and the court's jurisdiction to grant such order for action remedy replevin in detinue and is entitled to the recovery of His note and or the full value of his note as well as damages for violation of breach against his civil rights.

ORDER:

NATIONSTAR shall pay to Plaintiff actual damage that is the loss of His promissory note valued upon its face at One Hundred Fifty Seven Thousand One Hundred Two dollars.

NATIONSTAR shall pay punitive damages award compensation in the amount of seven hundred fifty thousand dollars to deter and discourage others from engaging in any future acts as such from happening.

Defendant party are to cease and desist from further communication with Plaintiff.

NATIONSTAR shall begin making payment to Plaintiff no later than the thirtieth day after entering judgement and make each cheque and or money order payable to BILLY TROY DERAMUS for the loss of the note and recovery of its value.

NATIONSTAR shall pay Plaintiff punitive damages to begin no later than the thirtieth day after entering this order.

NATIONSTAR shall pay all court cost and attorney fees incurred.

IT IS SO ORDERED AND DECREED

I .deramus,:billy-troy: with the United States of America hereby certify and verify under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed Circa 08 Day of SEP 2020.

Affirmed, with prejudice, and with all rights reserved,

*Billy Troy: Deramus of all Rights Reserved*

™BILLY TROY DERAMUS©©In propria persona all rights reserved

*Billy-Troy: Family of Deramus All Right Reserved*

Billy-Troy: Family of Deramus Sui juris all rights affirmed

Thankyou:

*.deramus, [redacted] troy:*

.deramus,:billy-troy: maj [redacted] beneficiary In God We Trust

Honorable Chief Judge



Certificate of Service

I, deramus, billy-troy, with the United States of America hereby certify and verify under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed Circa 08 Day of SEP 2020.

Affirmed, without prejudice, and with all rights reserved,

Billy Troy Deramus R ALL RIGHT RESERVED

BILLY TROY DERAMUS

In propria persona all rights reserved

Billy Troy Family of Deramus Hee

Billy-Troy: Family of Deramus

Sui juris all rights affirmed

Thankyou:

deramus, billy-troy:

deramus, billy-troy:

In God We Trust

1 Texas republic

2 Harris County

3 United States of America

4 Subscribed and affirmed circa 8<sup>th</sup> Day of Sept. 2020 before me, Plaintiff specially visited  
5 whom proved to me on the basis of satisfactory evidence to be the Man who's appellation is writ within the  
6 instrument and acknowledged to me that he executed the same in his authorized capacity as executor for principal by  
7 his signature on instrument for his behalf executing the instrument that the foregoing claims are true and correct.

8 I certify under penalty of perjury under the law of the United States of America that the foregoing is true and  
9 correct.

10 Witness my hand and Seal

11  
12 Signature Lucia Merino (Seal)

13 Address of Notary 9251 mesa Dr

14 Houston TX 77028

15 My Notary Expires 05/05/2023

